

### REMARKS

This amendment and election is in response to the Office Action, dated June 7, 2006 (“Office Action”). Following entry of the present amendment, claims 1-101 remain pending; claims 1, 18 and 31 having been amended by virtue of the present amendment. Examination of the pending claims in view of the foregoing amendment and ensuing remarks is respectfully requested.

In the Office Action, Examiner required election among aspects of the claimed invention depicted in Groups I and II under 35 U.S.C. §121. These Groups included the following:

- I. Claims 1-51, 99 and 100: drawn to a method of determining relevancy of keywords by comparing extracted real time terms and keywords; and
- II. Claims 52-98 and 101: drawn to a relevancy determination unit and system for receiving and processing real time terms.

Applicants hereby elect the claims of **Group II (claims 52-98 and 101)** for prosecution on the merits.

The foregoing election notwithstanding, Applicants respectfully draw Examiner’s attention to the following:

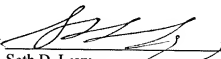
“Where product and process claims drawn to independent and distinct inventions are presented in the same application, applicant may be called upon under 35 U.S.C. § 121 to elect claims to either the product or process . . . However, if applicant elects claims directed to the product, and a product claim is subsequently found allowable, withdrawn process claims which . . . include all the limitations of the allowable product claim will be rejoined.” (emphasis added) (MPEP § 821.04)

Applicants’ independent process claims 1 and 31 (Group I) include each of the limitations of system claim 52 (Group II). Furthermore, Applicants respectfully submit that product claim 52 is allowable. Therefore, Applicants respectfully submit that the claims of Group I, drawn to non-elected processes for using the product described in claim 52, and including all of the limitations thereof, must be rejoined in the present application.

All of the claims in the application are believed to be allowable. Favorable consideration and a Notice of Allowance are earnestly solicited. If for any reason Examiner finds the

application other than in condition for allowance, Examiner is requested to call the undersigned attorney at the Los Angeles telephone number (213) 633-6800 to discuss the steps necessary for placing the application in condition for allowance.

Respectfully submitted,  
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